IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.305 OF 2005

Ramnathsingh Dhanrajsingh ... Applicant

versus

The State of Maharashtra ... Respondent

...

Mr. Indrajeet Joshi, for the Applicant.

Mr. V.B. Konde Deshmukh, A.P.P., for the Respondent.

...

CORAM : A.M.KHANWILKAR,J.

20th January 2005

P.C.:

1. Not on Board. Upon mentioning, taken on Board.

2. Heard. For the reasons recorded by the Court below, no reason to interfere with the conclusion reached in the fact situation of the present case. Having regard to the seriousness of the offence, not a case for anticipatory bail.

Without going into the contentious issues raised in this application, the appropriate course, to my mind, is to extend limited protection to the Applicant to enable the Applicant to surrender before the appropriate Court and file application for regular bail after surrender. That be done on or before 28th January 2005. The Applicant shall not be arrested till then. However, the Applicant will co-operate with the investigation of the case as and when required by the investigating officer. Applicant shall give advance notice to the investigating officer before moving the appropriate Court. If the Applicant surrenders before the appropriate Court and prefers application for bail, that application will be decided on the very day it has been presented, keeping in mind that the Applicant is a Government servant and keeping the Applicant in custody for more than 24 hours would result in serious consequences, if the Applicant is otherwise entitled to for bail. Ordered accordingly.

3. Application disposed of on the above terms.

(A.M.KHANWILKAR,J.)